

**FILED**

DISTRICT COURT OF GUAM

MAY 19 2006

MARY L.M. MORAN  
CLERK OF COURT

DISTRICT COURT OF GUAM  
TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRIAN WILLIAM ELM,

Defendant.

Criminal Case No. 05-00053

**VERDICT FORM**

**COUNT I - CONSPIRACY TO DISTRIBUTE METHAMPHETAMINE  
HYDROCHLORIDE**

We, the Jury, in the above-entitled action, hereby FIND the defendant, BRIAN  
WILLIAM ELM: Violation of Title 21, United States Code, Sections 841(a)(1),(b)(1)(a)(viii) and  
846:

/ / NOT GUILTY

/ ✓ / GUILTY

as charged in Count 1 of the Third Superseding Indictment.

1. If you find the defendant BRIAN WILLIAM ELM guilty as charged in Count 1 of the  
Third Superseding Indictment, do you unanimously find beyond a reasonable doubt that the  
controlled substance that defendant BRIAN WILLIAM ELM conspired to distribute was  
methamphetamine hydrochloride?

✓ Yes

No

2. If you find beyond a reasonable doubt that the controlled substance BRIAN WILLIAM ELM conspired to distribute was methamphetamine hydrochloride, do you unanimously find beyond a reasonable doubt that the total amount of methamphetamine hydrochloride defendant BRIAN WILLIAM ELM either directly distributed or agreed, understood, or reasonably could have foreseen would be distributed by other co-conspirators in furtherance of the conspiratorial agreement was:

\_\_\_\_\_ at least 50 grams or more of methamphetamine hydrochloride;

✓ \_\_\_\_\_ OR

\_\_\_\_\_ at least 5 grams but less than 50 grams of methamphetamine hydrochloride;

\_\_\_\_\_ OR

\_\_\_\_\_ a detectable amount but less than 5 grams of methamphetamine hydrochloride.

**COUNT 3 - MONEY LAUNDERING CONSPIRACY**

We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(h):

/ ☒ / NOT GUILTY

/ ☐ / GUILTY

**COUNT 8 - MONEY LAUNDERING**

We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

☒ NOT GUILTY  
☐ GUILTY

1 **COUNT 9 - MONEY LAUNDERING**

2 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
3 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

4  
5 / ✓ / NOT GUILTY  
6 / / GUILTY

7  
8 **COUNT 10 - MONEY LAUNDERING**

9 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
10 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

11  
12 / ✓ / NOT GUILTY  
13 / / GUILTY

14  
15 **COUNT 11 - MONEY LAUNDERING**

16 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
17 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

18  
19 / ✓ / NOT GUILTY  
20 / / GUILTY

21  
22 **COUNT 12 - MONEY LAUNDERING**

23 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
24 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

25  
26 / ✓ / NOT GUILTY  
27 / / GUILTY

1 **COUNT 13 - MONEY LAUNDERING**

2 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
3 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

4  
5 / ☒ NOT GUILTY

6 / / GUILTY

7  
8 **COUNT 14 - MONEY LAUNDERING**

9 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
10 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

11  
12 / ☒ NOT GUILTY

13 / / GUILTY

14  
15 **COUNT 15 - MONEY LAUNDERING**

16 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
17 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

18  
19 / ☒ NOT GUILTY

20 / / GUILTY

21 **COUNT 16 - MONEY LAUNDERING**

22 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
23 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

24  
25 / ☒ NOT GUILTY

26 / / GUILTY

1 **COUNT 17 - MONEY LAUNDERING**

2 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
3 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

4  
5 / ✓ NOT GUILTY  
6 / / GUILTY

7  
8 **COUNT 18 - MONEY LAUNDERING**

9 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
10 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

11  
12 / ✓ NOT GUILTY  
13 / / GUILTY

14  
15 **COUNT 19 - MONEY LAUNDERING**

16 We, the Jury, in the above-entitled cause unanimously find the defendant, BRIAN  
17 WILLIAM ELM: Violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2:

18  
19 / ✓ NOT GUILTY  
20 / / GUILTY

21  
22 DATED this 18<sup>th</sup> of May, 2006, at Hagatna, Guam.

23  
24   
25 FOREPERSON